

Town Board Minutes

Meeting No. 6

Regular Meeting

March 3, 1997

MEETINGS TO DATE 6
NO. OF REGULARS 5
NO. OF SPECIALS 1

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LANCASTER, NEW YORK
MARCH 3, 1997

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 3rd day of March 1997 at 8:00 P.M. and there were

PRESENT: DONALD KWAK, COUNCIL MEMBER
JOHN MILLER, COUNCIL MEMBER
MARK MONTOUR, COUNCIL MEMBER
DONNA STEMPIAK, COUNCIL MEMBER
ROBERT GIZA, SUPERVISOR

ABSENT: NONE

ALSO PRESENT: ROBERT THILL, TOWN CLERK
ROBERT LABENSKI, TOWN ENGINEER
RICHARD SHERWOOD, TOWN ATTORNEY
ROBERT LANEY, BUILDING INSPECTOR
THOMAS FOWLER, CHIEF OF POLICE
JOHANNA COLEMAN, RECEIVER OF TAXES
CHRISTINE FUSCO, ASSESSOR

PERSONS ADDRESSING TOWN BOARD:

Bastian, Norman, 5747 Genesee Street, spoke to the Town Board on the following matter:
Questioned SBL # for 339 Stony Road.

Wanderer, Arthur, 9 Broadmore Court, spoke to the Town Board on the following matter:
Opposed the rezone petition of Marrano/Marc Equity for Trentwood Trail.

Norton, Mark, 71 Newberry Lane, spoke to the Town Board on the following matter:
Opposed the rezone petition of Marrano/Marc Equity for Trentwood Trail.

Kubicki, Gloria, 15 Maple Drive, spoke to the Town Board on the following matter:
Homes being built in wetlands on Stony Road.

Schmitkons, Mark, 11 Broadmore Court, spoke to the Town Board on the following matter:
Opposed the rezone petition of Marrano/Marc Equity for Trentwood Trail.

Savaterri, Diane, 289 Stony Road, spoke to the Town Board on the following matter:
Surface water flooding on her property.

Schneggenburger, Roy, 87 Stony Road, spoke to the Town Board on the following matters:
1. Complained about issuance of building permit to Martin Loecher at 82 Stony Road.
2. History of dumping permits at 82 Stony Road.

PRESENTATION OF PREFILED RESOLUTIONS BY COUNCIL MEMBERS:

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER KWAK, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCIL
MEMBER STEMPMNIAK TO WIT:

RESOLVED, that the minutes from the Regular Meeting of the Town Board
held on February 24, 1997 be and hereby are approved.

The question of the adoption of the foregoing resolution was duly put to a vote
on roll call which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPMNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

March 3, 1997

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER KWAK. WHO MOVED
ITS ADOPTION. SECONDED BY COUNCIL
MEMBER MILLER . TO WIT:

WHEREAS, it is the intention of the Town Board of the Town of Lancaster to sponsor a Recreation Program for the Elderly within the geographic area of the Town of Lancaster for the period of April 1, 1997 through March 31, 1998, and

WHEREAS, the Town of Lancaster is about to submit a renewal application for state aid for the operation for such program to the New York State Recreation Council for the Elderly, New York State Education Department, Albany, New York, and if approved, to apply subsequently to the State of New York for partial reimbursement of funds to be expended,

NOW, THEREFORE, BE IT

RESOLVED:

That such application to the New York State Recreation Council for the Elderly is in all respects approved and that Robert H. Giza, Supervisor of the Town of Lancaster, be and hereby is authorized and directed to and present the aforesaid application to the New York State Recreation Council for the Elderly, New York State Education Department, Albany, New York, its approval.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

March 3, 1997

File: RSTATE.ELD

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL MEMBER
MONTOUR, TO WIT:

WHEREAS, the Town Board entered into an agreement effective January 1, 1997, with the Public Employer Risk Management Association, Inc. (PERMA) for the purpose of providing a Risk Management Workers Compensation Service Program for the employees of the Town of Lancaster, and for the contractual commitments of the Town of Lancaster to the Lancaster Volunteer Ambulance Corps and the three fire companies which the Town of Lancaster contracts for fire protection, and

WHEREAS, Corporate Health Services, a service of Sisters Hospital, has submitted a proposal to the Town of Lancaster for providing certain health care services to the Town in furtherance of the Risk Management Workers Compensation Program entered into on January 1, 1997 with PERMA, and

WHEREAS, it is the desire of the Town Board of the Town of Lancaster to avail to the municipality all resources necessary to reduce and modify workers compensation injury costs to the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk of the Town of Lancaster be and is hereby authorized to enter into an agreement with Corporate Health Services, a service of Sisters Hospital, Buffalo, New York for the purpose of providing, on an as needed basis, certain health care services relating to the injury and/or employment of Town, firematic, and ambulance personnel, and

BE IT FURTHER

RESOLVED, that the Town Clerk of the Town of Lancaster be and is hereby authorized to coordinate the resources of PERMA and Corporate Health Services as is necessary for the effective management of injuries to Town, firematic, and ambulance personnel.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

March 3, 1997

FILE: rnswork.com

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL MEMBER
STEMPNIAK, TO WIT:

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RESOLVED, that the following Audited Claims be and are hereby
ordered paid from their respective accounts:

Claim No. 12668 to Claim No. 12838 Inclusive

Total amount hereby authorized to be paid: **\$753,421.53**

The question of the foregoing resolution was duly put to a vote on roll call which
resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

March 3, 1997

File: RCLAIMS

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCIL MEMBER STEMPNIAK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCIL MEMBER MONTOUR, TO WIT:

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WHEREAS, the Town Board of the Town of Lancaster desires to rezone a parcel of property presently owned by Keith A. Wilkinson, located on the east side of Ward Road, north of Walden in the Town of Lancaster, New York, has petitioned the Town Board of the said Town for the rezone of said property from an AR-Agricultural Residential District to an LI-Light Industrial District to clear up an inconsistency in the Town's Zoning Map, and

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Sections 130 and 265 of the Town Law of the State of New York a Public Hearing on the proposed rezone will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 17th day of March, 1997, at 9:15 o'clock P.M., Local Time, and that Notice of the time and Place of such Hearing be published in the Lancaster Bee, a newspaper of general circulation in said Town and be posted on the Town Bulletin Board, and that Notice of such Hearing be referred to the Erie County Department of Planning, pursuant top Section 239 (m) of the General Municipal Law, which Notice shall be in form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

March 3, 1997

File: rezcash

**LEGAL NOTICE
PUBLIC HEARING
REZONE PETITION
WILKINSON
TOWN OF LANCASTER**

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LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the Town Law of the State of New York and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 3rd day of March, 1997, the said Town Board will hold a Public Hearing on the 17th day of March, 1997, at 9:15 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the following proposed amendment to the Zoning Ordinance and Zoning Map of the Town of Lancaster, rezoning the following described real property from an AR-Agricultural-Residential District, to an LI-Light Industrial District:

PARCEL A. - 6.874± Acres

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Lancaster, County of Erie and State of New York, being part of Lot No. 12, Section 2, Township 11, Range 6 of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at a point in the easterly line of Lot No. 12, distant 650 feet southerly from its intersection with the north line of Lot No. 12;

RUNNING THENCE southerly, along the east line of Lot No. 12, 426.49 feet;

THENCE westerly, forming an interior angle of 89°-27'-16" with the east line of Lot No. 12, 684.32 feet to a point in the east line of lands conveyed to Marjorie Wilkinson by deed recorded in the Erie County Clerk's Office in Liber 10878 of Deeds at page 8890, distant 33 feet north of the southeast corner thereof;

THENCE northerly, along the east line of lands so conveyed to Wilkinson, and said line extended northerly 453.33 feet to a point in a line drawn westerly from the point of beginning and parallel with the north line of Lot No. 12;

THENCE easterly, along said line drawn parallel with the north line of Lot No. 12, 680.71 feet to the point or place of beginning

PARCEL B - 0.397± Acres:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Lancaster, County of Erie and State of New York, being part of Lot No. 12, Section 2, Township 11, Range 6 of the Holland Land Company's Survey, described as follows:

BEGINNING at the southeast corner of lands conveyed to Norman Weinberg by deed recorded in Erie County Clerk's Office in Liber 1044 of Deeds at page 309;

THENCE westerly along the south line of said lands, 260.98 feet to the northeasterly corner of lands conveyed to the Town of Lancaster Highway Department by deed recorded in said Clerk's Office in Liber 8796 of Deeds at page 324;

THENCE southerly at 90°, 66 feet to the southeast corner of said lands;

THENCE easterly along the north line of lands conveyed to William Tote and one by deed recorded in said Clerk's Office in Liber 10367 of Deeds at page 152, 260.98 feet to the northeast corner of said lands;

THENCE north at right angles, 66 feet to the point of beginning.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE
TOWN OF LANCASTER

BY: ROBERT P. THILL
Town Clerk

March 3, 1997

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPNIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MILLER, TO WIT:

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WHEREAS, SCHMITT'S GARAGE, INC., 5255 Genesee Street, Bowmansville, in the Town of Lancaster, New York, the Contract Vendee of a parcel of property located on the south east corner of Home Road and Genesee Street, Bowmansville, in the Town of Lancaster, New York, has petitioned the Town Board of the said Town for the rezone of said property from an NB - Neighborhood Business District to a CMS-Commercial Motor Service District and

WHEREAS, the Petition has been referred to the Planning Board of the Town of Lancaster for its recommendation and report:

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Sections 130 and 265 of the Town Law of the State of New York a Public Hearing on the proposed rezone will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 17th day of March, 1997, at 8:30 o'clock P.M., Local Time, and that Notice of the time and Place of such Hearing be published in the Lancaster Bee, a newspaper of general circulation in said Town and be posted on the Town Bulletin Board, and that Notice of such Hearing be referred to the Erie County Department of Planning, pursuant top Section 239 (m) of the General Municipal Law, which Notice shall be in form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

March 3, 1997

File: rrezschh :

**LEGAL NOTICE
PUBLIC HEARING
REZONE - SCHMITT'S GARAGE, INC.
TOWN OF LANCASTER**

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the Town Law of the State of New York and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 3rd day of March, 1997, the said Town Board will hold a Public Hearing on the 17th day of March, 1997, at 8:30 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the following proposed amendment to the Zoning Ordinance and Zoning Map of the Town of Lancaster, rezoning the following described real property from an NB-Neighborhood Business District to a CMS-Commercial Motor Service District:

:

FROM THE CENTER LINE of Genesee Street 33 feet south to a point meeting the northeast corner of Home Road;

THEN south 148.52 feet to a point;

THEN east 120.0 feet to a point;

THEN north 183.93 feet to a point;

THEN southwest 125.04 feet to a point on the south line of Genesee Street;

THEN running westerly to the point or place of beginning, being subplot numbers 4 and 5 under Map Cover No. 1306, filed in the Erie County Clerk's Office.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE

TOWN OF LANCASTER

BY: **ROBERT P. THILL**
Town Clerk

March 3, 1997

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPNIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

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WHEREAS, BESROI CONSTRUCTION, 5434 Genesee Street, Bowmansville,
in the Town of Lancaster, New York, the owner of a parcel of property located on the
north side of Genesee Street, east of Harris Hill Road, Bowmansville, in the Town of
Lancaster, New York, has petitioned the Town Board of the said Town for the rezone of said
property from an RCO-Residential Commercial Office District to an LI-Light Industrial District,
and

WHEREAS, the Petition has been referred to the Planning Board of the Town of
Lancaster for its recommendation and report;

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Sections 130 and 265 of the Town Law of the State
of New York a Public Hearing on the proposed rezone will be held at the Town Hall, 21 Central
Avenue, Lancaster, New York, on the 17th day of March, 1997, at 9:00 o'clock P.M., Local
Time, and that Notice of the time and Place of such Hearing be published in the Lancaster Bee,
a newspaper of general circulation in said Town and be posted on the Town Bulletin Board, and
that Notice of such Hearing be referred to the Erie County Department of Planning, pursuant to
Section 239 (m) of the General Municipal Law, which Notice shall be in form attached hereto
and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on
roll call, which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

March 3, 1997

File: rrezbesh

**LEGAL NOTICE
PUBLIC HEARING
REZONE -BESROI CONSTRUCTION
TOWN OF LANCASTER**

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LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the Town Law of the State of New York and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 3rd day of March, 1997, the said Town Board will hold a Public Hearing on the 17th day of March, 1997, at 9:00 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the following proposed amendment to the Zoning Ordinance and Zoning Map of the Town of Lancaster, rezoning the following described real property from an RCO-Residential Commercial Office District to an LI-Light Industrial District:

ALL OF THAT PARCEL starting 560 feet to the east line of Harris Hill Road and the center line of Old Genesee Street;

CONTINUING east for 634.92 feet and north for 242.00 feet.

THEN heading west for 634.92 feet and south for 242 feet to the point of origination.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

BY: ROBERT P. THILL
Town Clerk

March 3, 1997

PREFILED RESOLUTION NO. 8 - MEETING OF 3 /03/97

8. Giza/_____ Amend Resolution Adopted January 3, 1989 Re: Buyout Plan
For Employees Health Insurance

At the request of Supervisor Giza, this resolution was withdrawn for further
study.

File: RWTHDRWN

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER MONTOUR, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MILLER, TO WIT:

WHEREAS, the Town of Lancaster has been selected to participate in a pilot program titled Youth Court and Community Sanction Program being coordinated by the New York State Division of Criminal Justice System for a twelve-month period between April 1, 1997 and September 30, 1998, and funded by a grant amount of \$26,500.00 with a required cash match of \$8,333.00 to fund the operation of this program through the Town of Lancaster Youth Bureau, and

WHEREAS, the grant funds would be used to enhance and expand the first offender programs now being offered by the Youth Bureau, and

WHEREAS, there are available funds to cover the Town's matching obligation, and

WHEREAS, the Town Board desires to submit a grant application for the Youth Court and Community Sanction Program which would be used to enhance and expand the first offender programs now being offered by the Youth Bureau;

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. The Town of Lancaster Youth Bureau is hereby authorized to submit a grant application for the Youth Court and Community Sanction Program in the award amount of \$26,500.00 with a local match of \$8,833.00 for a project total of \$35,333.00; and

2. The Town Board of the Town of Lancaster hereby authorizes the Supervisor to execute any documents necessary to obtain these grant funds.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

March 3, 1997

File: rybyccsp

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER MONTOUR, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPIAK, TO WIT:

WHEREAS, the New York State Office of Alcoholism and Substance Abuse Services has awarded the Town of Lancaster Youth Bureau and Drug Abuse Prevention Council a grant for the period of January 1, 1997 through December 31, 1997 in the amount of \$3,136.00 to fund the operation of a substance abuse program, and

WHEREAS, the Town Board has authorized the Supervisor to enter into a contract with the New York State Office of Alcoholism and Substance Abuse Services for the amount of \$3,136.00, and

WHEREAS, the Town Board desires to enter into a contract with the New York State Office of Alcoholism Services for the amount of \$3,136.00;

NOW, THEREFORE, BE IT

RESOLVED, that Robert H. Giza, Supervisor of the Town of Lancaster, is hereby authorized to enter into a contract with the New York State Office of Alcoholism and Substance Abuse Services in the amount of \$3,136.00 to continue operation of a substance abuse program through the Town of Lancaster Youth Bureau and Drug Abuse Prevention Council.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

March 3, 1997

File: radgab

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL MEMBER
MILLER, TO WIT:

WHEREAS, the Town of Lancaster provides a leasehold in a town-owned building at 525 Pavement Road to the New York State Office for Mental Health - Buffalo Psychiatric Center, Lancaster Clinic, and

WHEREAS, the Town Board deems it in the public interest to enter into a five (5) year lease with option to renew to assure the Town an escalating rent payment for the occupancy of this space which is otherwise unused by the Town:

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor of the Town of Lancaster to execute a Lease Agreement in the form approved by the Town Attorney, with the New York State Office for Mental Health-Buffalo Psychiatric Center Lancaster Clinic for an area in a town-owned building at 525 Pavement Road, Lancaster, New York.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

March 3, 1997

File: rlbpc

THE FOLLOWING RESOLUTION WAS OFFERED
 BY COUNCIL MEMBER KWAK , WHO
 MOVED ITS ADOPTION. SECONDED BY
 COUNCIL MEMBER MILLER , TO WIT:

RESOLVED, that the following Building Permit Applications be and are hereby
 approved and the issuance of these Building Permits be and are hereby authorized:

CODES:

(SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town Lancaster are
 waived for this permit.

(CSW) = Conditional sidewalk waiver.

<u>No.</u>	<u>Code</u>	<u>Applicant</u>	<u>Street Address</u>	<u>Structure</u>
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PREVIOUSLY TABLED:

3966	SW	Martin Loecher [Conditional -See Second Resolve]	82 Stony Rd	Er. Sin. Dwlg
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NEW PERMITS:

3970		Elmwood Tank & Piping	34 Main St	Remove Tank
3971		Daniel Harrigan	19 Cemetery Rd	Er. Dormer
3972		Albert Randaccio Bldrs	148 Siebert Rd	Er. Sin. Dwlg
3973		Marrano/Marc Equity Corp	42 Bentley Cir	Er. Sin. Dwlg
3974		Bruce Tarnowski	25 Donna Lea Dr	ext. Sin. Dwlg
3975		Alliance Construction	139 Siebert Rd	Er. Sin. Dwlg
3976		Forbes Homes/Heartland	17 Village View	Er. Sin. Dwlg
3977		Forbes Homes/Heartland	136 Siebert Rd	Er. Sin. Dwlg
3978		Centennial Homes Inc	203 Peppermint Rd	Er. Sin. Dwlg
3979		Grandview Construction	3650 Walden Ave	Alt. Sin. Dwlg
3980		F.J. Wailand Assoc	4873 Transit Rd	Alt. Office/Store
3981		Custom Home BY Walter	52 Village View	Er. Sin. Dwlg
3982		Diamond Craft Homes	137 Siebert Rd	Er. Sin. Dwlg
3983		Marrano/Marc Equity	507 Pleasant View Dr	Er. Sin. Dwlg
3984		Marrano/Marc Equity	9 Riemers Ave	Er. Sin. Dwlg

and

BE IT FURTHER

RESOLVED, that Building Permit Application No. 3966 applied for Martin Loecher for premises situate at 82 Stony Road, be and is hereby approved subject to the following condition:

No Certificate of Occupancy shall be issued by the Building Inspector until:

1. There is full compliance with the conditions of a dumping permit issued to Martin Loecher by the Town Board on August 26, 1996.
2. There is full compliance with any and all Erie County highway drainage permit requirements as they pertain to the construction of a private residence at 82 Stony Road, and

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby approved with a waiver of the Town Ordinance requirement for sidewalks, and

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby approved with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the expressed condition that the Town of Lancaster, at any future date, reserves the right to order sidewalk installation at the expense of the property owner.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER KWAK	VOTED YES
COUNCIL MEMBER MILLER	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

March 3, 1997

COMMUNICATIONS:

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125. NYSDOT to Dep. Town Attorney -
Conclusions of SEQR review of Besroi Construction rezone petition. DISPOSITION: Planning and Zoning Committee
126. NYSDOT to Dep. Town Attorney -
Conclusions of SEQR review of Casey Machine Co. site plan. DISPOSITION: Planning and Zoning Committee
127. NYSDOT to Dep. Town Attorney -
Conclusions of SEQR review of Schmitt's Garage rezone petition. DISPOSITION: Planning and Zoning Committee
128. Town Clerk to Zoning Board Members, Building Inspector and Town Attorney -
Transmittal of variances for meeting to be held 3/13/97. DISPOSITION: Received and Filed
129. NYSDEC to Supervisor -
Notice of complete application transmittal for Pine Hill Concrete Materials Corp. For Pavement West Site. DISPOSITION: Received and Filed
130. Town Clerk to Town Board -
Recommendation adoption of resolution requesting any permit issued by DEC be conditioned re: hours of operation. DISPOSITION: Town Attorney, Town Clerk
131. Adelphia to Town Clerk -
Notification to CableSelect customers concerning discontinuation of this level of cable service. DISPOSITION: Received and Filed
132. Lancaster Small Animal Hospital to Supervisor -
Expression of support for Schmitt's Garage rezone petition. DISPOSITION: Planning and Zoning Committee
133. Clough, Harbour & Associates to Town Clerk -
Announcement of new partner and new principals to organization. DISPOSITION: Received and Filed
134. Cohen & Lombardo, P.C. to Martin Loecher, 27 Aurora St. -
Advisement re: erosion problem at premises situate at 82 Stony Rd. DISPOSITION: Town Attorney
135. Doug Everts to Lancaster Bee -
Letter to editor re: Town Board meeting agenda guidelines pertaining to persons addressing the Town Board. DISPOSITION: Received and Filed
136. Disaster Coordinator Dir. to Town Board -
Report of meeting held 2/20/97. DISPOSITION: Received and Filed
137. Greater Buffalo Area Community Quality Council to Supervisor -
Notice of meeting to be held 2/28/97 at Wilson Greatbatch Ltd. (WGL). DISPOSITION: Received and Filed
138. Bowmansville V.F.A. to Town Board -
Notice of benefit dance to be held on 3/15/97 for firefighter Gregory Budnik, II. DISPOSITION: Received and Filed
139. Various Residents of Nichter Rd./Erie St. to Town Board -
Opposition to George O'Neil rezone petition. DISPOSITION: Planning and Zoning Committee
140. County Clerk to Town Clerk -
Resolution urging the County-Municipal Consolidation Committee to consider certain recommendations. DISPOSITION: Received and Filed
141. Technical Advisory Committee to Town Board -
Report of meeting held 1/27/97 re: Lancaster Airport. DISPOSITION: Planning and Zoning Committee
142. Mark/Deborah Schmitkons to Supervisor -
Comments re: Marrano/Marc Equity rezone petition. DISPOSITION: Planning and Zoning Committee

ADJOURNMENT:

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ON MOTION OF COUNCIL MEMBER MILLER, AND SECONDED BY THE
ENTIRE TOWN BOARD AND CARRIED, the meeting was adjourned at 10:05P.M.

Signed Robert P. Thill

Robert P. Thill, Town Clerk